

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

Steven Patton,

Plaintiff,

Case No. 24-cv-10771

v.

Judith E. Levy

United States District Judge

Tina Ealey, *et al.*,

Mag. Judge Kimberly G. Altman

Defendants.

_____/

ORDER ADOPTING REPORT AND RECOMMENDATION [38]

Before the Court is Magistrate Judge Kimberly G. Altman's Report and Recommendation recommending the Court (1) grant the motion for summary judgment on the basis of exhaustion filed by Defendants Ryan Green and Gregory Mikat (ECF No. 17) and (2) grant the motion for summary judgment on the basis of exhaustion filed by Defendants Tina Ealey and Charlene Peterson. (ECF No. 34.) The parties were required to file specific written objections, if any, within fourteen days of service. Fed. R. Civ. P. 72(b)(2); E.D. Mich. LR 72.1(d). No objections were filed. The Court has nevertheless carefully reviewed the Report and Recommendation and concurs in the result. Accordingly,

The Report and Recommendation (ECF No. 38) is ADOPTED;

The motion for summary judgment filed by Green and Mikat (ECF No. 17) is GRANTED;

The motion for summary judgment filed by Ealey and Peterson (ECF No. 34) is GRANTED; and

This case is hereby DISMISSED WITHOUT PREJUDICE.¹

IT IS SO ORDERED.

Dated: January 30, 2025
Ann Arbor, Michigan

s/Judith E. Levy
JUDITH E. LEVY
United States District Judge

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was served upon counsel of record and any unrepresented parties via the Court's ECF System to their respective email or first-class U.S. mail addresses disclosed on the Notice of Electronic Filing on January 30, 2025.

s/William Barkholz
WILLIAM BARKHOLZ
Case Manager

¹ By failing to object to the Report and Recommendation, the parties have forfeited any further right of appeal. *United States v. Wandahsega*, 924 F.3d 868, 878 (6th Cir. 2019); *see also Berkshire v. Beauvais*, 928 F.3d 520, 530 (6th Cir. 2019).